

Docket: 80063

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Strand et al.

Serial No.: 10/722,870

Group Art Unit: 1711

Filed: November 26, 2003

Examiner: Boykin, Terressa M.

For: POLYESTER COMPOSITIONS FOR CALENDERING

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

LETTER TRANSMITTING TERMINAL DISCLAIMER

Submitted herewith is a Terminal Disclaimer. Please Charge \$130.00 to Deposit Account No. 05-0221 in the name of Eastman Chemical Company. The Commissioner is hereby authorized to charge any additional fees which may be required by this paper or credit any overpayment to Deposit Account No. 05-0221. A duplicate copy of this paper is enclosed.

Respectfully submitted,

Eric D. Middlemas

Eric D. Middlemas
Registration No. 53,325

February 8, 2005
Date

Eastman Chemical Company
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Phone: (423) 229-6427
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CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

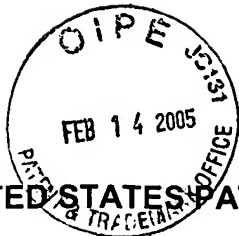
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Cathy L. Adkins
Cathy L. Adkins

2/8/05
Date

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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION

Eastman Chemical Company, a corporation organized and existing under the laws of the State of Delaware, United States of America, having a place of business at Kingsport, Tennessee, the owner of the entire right, title and interest in the present application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the present application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to its grant,

☐ of any patent granted on pending second Application Number _____, filed on _____.

☒ of prior Patent No. 6,551,688.

The owner hereby agrees that any patent so granted on the present application shall be enforceable only for and during such period that it and

☐ any patent granted on the second Application

☒ the prior Patent

are commonly owned. This agreement runs with any patent granted on the present application and is binding upon the grantee, its successors or assigns.

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In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the present application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173

- ☐ of any patent granted on the second Application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that such granted patent:
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The undersigned is an agent of record.

The terminal disclaimer fee under 37 CFR 1.20(d) is included.

Respectfully submitted,

Eric D. Middlemas

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